

RCE/2643 \$  
#9/RCE 2760  
3/10/04

<b>REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL</b> Address to: MAIL STOP RCE Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450	<b>Application Number</b>	<b>10/078,625</b> a.s.
	<b>Filing Date</b>	<b>February 19, 2002</b>
	<b>First Named Inventor</b>	<b>Philippe Moquin et al.</b>
	<b>Art Unit</b>	<b>2643</b>
	<b>Examiner</b>	<b>Tuan Duc Nguyen</b>
	<b>Attorney Docket No.</b>	<b>SMBZ 2 00962</b>

**This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application. Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application.**

- Submission required under 37 CFR 1.114
  - ☐ Previously submitted. If a final Office Action is outstanding, any amendments filed after the final Office Action may be considered as a submission even if this box is not checked.
    - ☐ Consider the arguments in the Appeal Brief or Reply Brief filed on
    - ☐ Other.
  - ☒ Enclosed
    - ☒ Preliminary Amendment/Reply
    - ☐ Affidavit(s)/Declaration(s)
    - ☐ Information Disclosure Statement (IDS)
    - ☐ Other
- Miscellaneous
  - ☐ Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of \_ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required)
  - ☐ Applicant(s) hereby petition the Commissioner under 37 C.F.R. § 1.136(a) and request a request a **-month extension of time** to respond to the outstanding Office Action.
  - ☐ Other
- Fees (The RCE fee under 37 CFR 1.114(e) is required by 37 CFR 1.114 when the RCE is filed.)
  - ☒ The Director is hereby authorized to charge any deficiencies in the following fees, or credit any overpayments to Deposit Account No. 06-0308.
    - ☒ RCE fee required under 37 CFR 1.17(e)
    - ☐ Extension of time fee (37 CFR 1.136 and 1.17)
    - ☐ Other
  - ☒ Check in the amount of \$770.00 (large entity) enclosed.
  - ☐ Check in the amount of \$ (large entity) to cover the applicable extension of time fees.

Respectfully submitted,

FAY, SHARPE, FAGAN,  
MINNICH & McKEE, LLP

**RECEIVED**

**MAR 05 2004**

**Technology Center 2600**

February 26, 2004  
Date

Mark S. Syat  
Mark S. Syat, Reg. No. 34,261  
1100 Superior Avenue, Seventh Floor  
Cleveland, OH 44114-2518  
216/861-5582

**CERTIFICATE OF FIRST CLASS MAILING**

I hereby certify that this paper and/or fee is being deposited with the United States Postal Service as First Class Mail service on February 26, 2004 and is addressed to the Commissioner For Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

By Karen M. Forsyth  
Karen M. Forsyth

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